

Atty. Dkt. No. 030307-0197

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Borge KRINGELUM et al.
Title: METHOD FOR SUPPLY OF
STARTER CULTURES
HAVING A CONSISTENT
QUALITY
Appl. No.: 09/813,292
Appl. Filing Date: 03/21/2001
Examiner: Ruth A. Davis
Art Unit: 1651

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REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Commissioner for Patents
Box RCE
Washington, D.C. 20231

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

☒ Please enter and consider the amendment/reply previously filed on
December 19, 2002.

☐ Please consider the Affidavit(s)/Declaration(s) previously filed on ___ but
not considered.

☐ Please consider the arguments in the Appeal Brief or Reply Brief under 37
C.F.R. § 1.116 previously filed on ___.

☐ Other ___.

b. Enclosed are:

01/21/2003 EAREGAY1 00000007 09813292

01 FC:1801

002.955467.1

750.00 02

- ☐ A copy an Amendment/Reply.
☐ Affidavit(s)/Declaration(s).
☐ Information Disclosure Statement.
☐ Form PTO-1449 with copies of ___ listed reference(s).
☐ Other .

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Miscellaneous:

- ☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ___ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e)				\$750.00	\$750.00
Total Claims:	26	26	0	x \$18.00	\$0.00
Independents:	1	3	0	x \$84.00	\$0.00
First presentation of any Multiple Dependent Claims:				+ \$280.00	\$0.00
CLAIMS FEE TOTAL:					\$750.00

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$410.00	\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$930.00	\$930.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,450.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$1,970.00	\$0.00
EXTENSION FEE TOTAL:			\$930.00
PREVIOUS EXTENSION PAID:			\$400.00
NEW EXTENSION FEE TOTAL:			\$530.00
CLAIMS AND EXTENSION FEE TOTAL:			\$1280.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$0.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)		\$0.00
TOTAL FEE:			\$1280.00

☒ Checks in the amount of \$750.00 and \$530.00 to cover the filing fee and extension of time is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

By Stephen A. Bent

Date January 17, 2003

FOLEY & LARDNER
Customer Number: 22428



22428

PATENT TRADEMARK OFFICE

Telephone: (202) 672-5404
Facsimile: (202) 672-5399

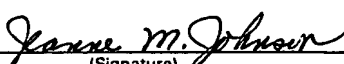
Stephen A. Bent
Attorney for Applicant
Registration No. 29768



Atty. Dkt. No. 030307-0197

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Borge KRINGELUM et al.
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STARTER CULTURES HAVING A
CONSISTENT QUALITY
Appl. No.: 09/813,292
Filing Date: 03/21/2001
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CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, Washington, D.C. 20231.	
EV055899084US	December 19, 2002
(Express Mail Label Number)	(Date of Deposit)
Jeanne M. Johnson	
(Printed Name)	
	
(Signature)	

AMENDMENT TRANSMITTAL

Commissioner for Patents
Box AF
Washington, D.C. 20231

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JAN 22 2003

TECH CENTER 1600/2900

Sir:

Transmitted herewith is an amendment in the above-identified application.

- [] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a Small Entity statement previously submitted.
- [] Small Entity statement is enclosed.
- [X] The fee required for additional claims is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Additional Claims Fee
Total Claims:	26	26	0	x \$18.00	\$0.00
Independents:	1	3	0	x \$84.00	\$0.00
First presentation of any Multiple Dependent Claims:				+ \$280.00	\$0.00
CLAIMS FEE TOTAL:					\$0.00

- [X] Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the second month:	\$400.00	\$400.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$920.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,440.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$1,960.00	\$0.00
EXTENSION FEE TOTAL:			\$400.00
CLAIMS AND EXTENSION FEE TOTAL:			\$400.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$0.00
TOTAL FEE:			\$400.00

- ☐ Please charge Deposit Account No. 06-1447 in the amount of -0-. A duplicate copy of this transmittal is enclosed.
- ☒ A check in the amount of \$400.00 is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date December 19, 2002

FOLEY & LARDNER
777 East Wisconsin Avenue
Milwaukee, Wisconsin 53202-5367
Telephone: (414) 297-5664
Facsimile: (414) 297-4900

By Jason E. Pauls

Jason E. Pauls
Registration No. 45,651, for
Stephen A. Bent
Registration No. 29,768
Attorney for Applicant